



Jeremiah W. (Jay) Nixon, Governor

Sara Parker Pauley, Director

## DEPARTMENT OF NATURAL RESOURCES

[dnr.mo.gov](http://dnr.mo.gov)

Mr. Ned Goss  
Lake Area Wastewater Association  
PO Box 510  
Osage Beach, MO 65065

Dear Permittee:

Please note that as per the request for transfer of ownership form signed and dated by Frederick Kane and Ned Goss on September 23, 2011 and September 15, 2011, respectively and received in this office on October 27, 2011, the Missouri State Operating Permit MO-0102466 is hereby transferred as per the following:

Past Permittee: The Breakers Condominiums WWTF  
The Breakers COA, Inc.  
PO Box 1447  
Lake Ozark, MO 65049

Current Permittee: The Breakers Condominiums WWTF  
Lake Area Wastewater Association  
PO Box 510  
Osage Beach, MO 65065

The enclosed permit is for your official record.

Please read your permit and enclosed Standard Conditions. They contain important information on monitoring requirements, effluent limitations, sampling frequencies and reporting requirements.

This permit is both your federal discharge permit and your new state operating permit and replaces all previous state operating permits for this facility. In all future correspondence regarding this facility, please refer to your state operating permit number and facility name as shown on page one of the permit.



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Pursuant to Section 621.250.3, RSMo, if you were adversely affected by this decision, you may appeal to have the matter heard by the administrative hearing commission. To appeal, you must file a petition with the administrative hearing commission within thirty days after the date this decision was mailed or the date it was delivered, whichever date was earlier. If any such petition is sent by registered mail or certified mail, it will be deemed filed on the date it is mailed; if it is sent by any method other than registered mail or certified mail, it will be deemed filed on the date it is received by the administrative hearing commission. Any appeal shall be directed to: Administrative Hearing Commission, Truman Building, Room 640, P.O. Box 1557, Jefferson City, MO 65102.

If you have any questions concerning this permit, please contact Mr. Barry Rabe of my staff by calling 417-891-4300 or via mail at Southwest Regional Office, 2040 W. Woodland, Springfield, MO 65807-5912.

Sincerely,

SOUTHWEST REGIONAL OFFICE



Cynthia S. Davies  
Regional Director

CSD/brk

Enclosures

c: The Breakers COA, Inc.

STATE OF MISSOURI  
**DEPARTMENT OF NATURAL RESOURCES**  
MISSOURI CLEAN WATER COMMISSION



## MISSOURI STATE OPERATING PERMIT

In compliance with the Missouri Clean Water Law, (Chapter 644 R.S. Mo. as amended, hereinafter, the Law), and the Federal Water Pollution Control Act (Public Law 92-500, 92<sup>nd</sup> Congress) as amended,

Permit No.	MO-0102466
Owner:	Lake Area Wastewater Association
Address:	PO Box 510, Osage Beach, MO 65065
Continuing Authority:	Same as above
Address:	Same as above
Facility Name:	The Breakers Condominiums WWTF
Facility Address:	Cedar Road, Lake Ozark, MO 65049
Legal Description:	NW¼, NE¼, SE¼, Sec. 22, T40N, R16W, Camden County
UTM (X/Y):	527867 / 4229062
Receiving Stream:	Lake of the Ozarks (L2)
First Classified Stream and ID:	Lake of the Ozarks (L2) (07205)
USGS Basin & Sub-watershed No.:	(10290109-0407)

is authorized to discharge from the facility described herein, in accordance with the effluent limitations and monitoring requirements as set forth herein:

### FACILITY DESCRIPTION

Outfall #001 – Condominiums - SIC #8641

The use or operation of this facility does not require a CERTIFIED OPERATOR.

Extended aeration / chlorination / sludge disposal by contract hauler


Design organic population equivalent is 231.  
Design flow is 0.034650 MGD.  
Design sludge production is 4.2 dry tons/year.

This permit authorizes only wastewater discharges under the Missouri Clean Water Law and the National Pollutant Discharge Elimination System; it does not apply to other regulated areas. This permit may be appealed in accordance with Section 644.051.6 of the Law.

August 5, 2011	November 10, 2011
Effective Date	Revised

  
Sara Parker Pauley, Director, Department of Natural Resources

August 4, 2016  
Expiration Date

  
Cynthia S. Davies, Regional Director, Southwest Regional Office

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS					PAGE NUMBER 2 of 10	
PERMIT NUMBER MO-0102466						
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The interim effluent limitations shall become effective upon issuance and remain in effect until <b>January 31, 2013</b> . Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	INTERIM EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Flow	MGD	*		*	once/quarter**	24 hr. total
Biochemical Oxygen Demand <sub>5</sub>	mg/L		30	20	once/quarter**	****
Total Suspended Solids	mg/L		30	20	once/quarter**	****
pH – Units	SU	***		***	once/quarter**	grab
<i>E. coli</i> (Note 1)	#/100 ml	630		126	once/quarter**	grab
Total Residual Chlorine as Cl <sub>2</sub>	mg/L	1.0 (Note 2)		1.0 (Note 2)	once/quarter**	grab
Ammonia as N	mg/L	*		*	once/quarter**	grab
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	DAILY MINIMUM	WEEKLY AVERAGE MINIMUM	MONTHLY AVERAGE MINIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Dissolved Oxygen	mg/L	*		*	once/quarter**	grab
MONITORING REPORTS SHALL BE SUBMITTED <b>QUARTERLY</b> ; THE FIRST REPORT IS DUE <u>January 28, 2012</u> . THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)					PAGE NUMBER 3 of 10	
					PERMIT NUMBER MO-0102466	
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The interim effluent limitations shall become effective <b>February 1, 2013</b> and remain in effect until <b>July 31, 2014</b> . Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	INTERIM EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Flow	MGD	*		*	once/quarter**	24 hr. total
Biochemical Oxygen Demand <sub>5</sub>	mg/L		30	20	once/quarter**	****
Total Suspended Solids	mg/L		30	20	once/quarter**	****
pH – Units	SU	***		***	once/quarter**	grab
<i>E. coli</i> (Note 1)	#/100 ml	630		126	once/quarter**	grab
Total Residual Chlorine as Cl <sub>2</sub>	mg/L	0.019(Note 2) (0.13 ML)		0.0095(Note 2) (0.13 ML)	once/quarter**	grab
Ammonia as N	mg/L	*		*	once/quarter**	grab
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	DAILY MINIMUM	WEEKLY AVERAGE MINIMUM	MONTHLY AVERAGE MINIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Dissolved Oxygen	mg/L	*		*	once/quarter**	grab
MONITORING REPORTS SHALL BE SUBMITTED <u>QUARTERLY</u> ; THE FIRST REPORT IS DUE <u>APRIL 28, 2013</u> . THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)					PAGE NUMBER 4 of 10	
					PERMIT NUMBER MO-0102466	
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The interim effluent limitations shall become effective <b>August 1, 2014</b> and remain in effect until expiration of this permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Flow	MGD	*		*	once/quarter**	24 hr. total
Biochemical Oxygen Demand <sub>5</sub>	mg/L		30	20	once/quarter**	****
Total Suspended Solids	mg/L		30	20	once/quarter**	****
pH – Units	SU	***		***	once/quarter**	grab
<i>E. coli</i> (Note 1)	#/100 ml	630		126	once/quarter**	grab
Total Residual Chlorine as Cl <sub>2</sub>	mg/L	0.019(Note 2) (0.13 ML)		0.0095(Note 2) (0.13 ML)	once/quarter**	grab
Ammonia as N	mg/L	12.1		4.6	once/quarter**	grab
OUTFALL NUMBER AND EFFLUENT PARAMETER(S)	UNITS	DAILY MINIMUM	WEEKLY AVERAGE MINIMUM	MONTHLY AVERAGE MINIMUM	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Dissolved Oxygen	mg/L	*		*	once/quarter**	grab
MONITORING REPORTS SHALL BE SUBMITTED <u>QUARTERLY</u> ; THE FIRST REPORT IS DUE <u>OCTOBER 28, 2014</u> . THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						
Whole Effluent Toxicity (WET) Test	% Survival	See Special Conditions #7			once / permit cycle	24 hour composite
MONITORING REPORTS SHALL BE SUBMITTED <u>ONCE PER PERMIT CYCLE</u> . THE FIRST REPORT IS DUE <u>January 28, 2016</u> .						
<b>B. STANDARD CONDITIONS</b>						
IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED <u>Parts I &amp; III</u> STANDARD CONDITIONS DATED <u>October 1, 1980 and August 15, 1994</u> , AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.						

MO 780-0010 (8/91)

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)

- \* Monitoring requirement only.
- \*\* Sampling shall occur once per quarter in the periods of January through March, April through June, July through September, and October through December, please note that monitoring reports shall be submitted no later than the 28th day of the month following the monitoring period (April 28th, July 28th, October 28th, and January 28th, respectively).
- \*\*\* pH is measured in pH units and is not to be averaged. The pH for all facilities except lagoons is limited to the range of 6.5-9.0 pH units.
- \*\*\*\* A composite sample made up from a minimum of four grab samples collected within a 24-hour period with a minimum of two hours between each grab sample. A person may physically collect the four grab samples or a composite sampler may be set up to collect the four grab samples.

Note 1 - Final limitations and monitoring requirements for *E. coli* are applicable only during the recreational season from April 1 through October 31. The Monthly Average Limit for *E. coli* is expressed as a geometric mean. Geometric mean for n samples =  $[a_1 \times a_2 \times a_3 \dots \times a_n]^{1/n}$

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (continued)

Note 2 - This permit contains a Total Residual Chlorine (TRC) limit.

- (a) This effluent limit is below the minimum quantification level (ML) of the most common and practical EPA approved CLTRC methods. The Department has determined the current acceptable ML for total residual chlorine to be 0.13 mg/L when using the DPD Colorimetric Method #4500 – CL G. from Standard Methods for the Examination of Waters and Wastewater. The permittee will conduct analyses in accordance with this method, or equivalent, and report actual analytical values. Measured values greater than or equal to the minimum quantification level of 0.13 mg/L will be considered violations of the permit and values less than the minimum quantification level of 0.13 mg/L will be considered to be in compliance with the permit limitation. The minimum quantification level does not authorize the discharge of chlorine in excess of the effluent limits stated in the permit.
- (b) Disinfection is required year-round unless the permit specifically states that “Final limitations and monitoring requirements for *E. coli* are applicable only during the recreational season from April 1 through October 31.” If your permit does not require disinfection during the non-recreational months, do not chlorinate in those months.
- (c) Do not chemically dechlorinate **if it is not needed to meet the limits in your permit.**
- (d) If no chlorine was used in a given sampling period, an actual analysis is not necessary. Simply report as “0 mg/L” TRC.

C. SPECIAL CONDITIONS

- 1. This permit may be reopened and modified, or alternatively revoked and reissued, to:
  - (a) Comply with any applicable effluent standard or limitation issued or approved under Sections 301(b)(2)(C) and (D), 304(b)(2), and 307(a) (2) of the Clean Water Act, if the effluent standard or limitation so issued or approved:
    - (1) contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
    - (2) controls any pollutant not limited in the permit.
  - (b) Incorporate new or modified effluent limitations or other conditions, if the result of a waste load allocation study, toxicity test or other information indicates changes are necessary to assure compliance with Missouri’s Water Quality Standards.
  - (c) Incorporate new or modified effluent limitations or other conditions if, as the result of a watershed analysis, a Total Maximum Daily Load (TMDL) limitation is developed for the receiving waters which are currently included in Missouri’s list of waters of the state not fully achieving the state’s water quality standards, also called the 303(d) list.

The permit as modified or reissued under this paragraph shall also contain any other requirements of the Clean Water Act then applicable.

- 2. All outfalls must be clearly marked in the field.
- 3. Permittee will cease discharge by connection to a facility with an area-wide management plan per 10 CSR 20-6.010(3)(B) within 90 days of notice of its availability.
- 4. Changes in Discharges of Toxic Substances

The permittee shall notify the Director as soon as it knows or has reason to believe:

- (a) That any activity has occurred or will occur which would result in the discharge of any toxic pollutant which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels:"
  - (1) One hundred micrograms per liter (100 µg/L);
  - (2) Two hundred micrograms per liter (200 µg/L) for acrolein and acrylonitrile; five hundred micrograms per liter (500 µg/L) for 2,5 dinitrophenol and for 2-methyl-4, 6-dinitrophenol; and one milligram per liter (1 mg/L) for antimony;

C. SPECIAL CONDITIONS (continued)

- (3) Five (5) times the maximum concentration value reported for the pollutant in the permit application;
  - (4) The level established in Part A of the permit by the Director.
  - (b) That they have begun or expect to begin to use or manufacture as an intermediate or final product or byproduct any toxic pollutant, which was not reported in the permit application.
5. Report as no-discharge when a discharge does not occur during the report period.
6. Water Quality Standards
- (a) Discharges to waters of the state shall not cause a violation of water quality standards rule under 10 CSR 20-7.031, including both specific and general criteria.
  - (b) General Criteria. The following general water quality criteria shall be applicable to all waters of the state at all times including mixing zones. No water contaminant, by itself or in combination with other substances, shall prevent the waters of the state from meeting the following conditions:
    - (1) Waters shall be free from substances in sufficient amounts to cause the formation of putrescent, unsightly or harmful bottom deposits or prevent full maintenance of beneficial uses;
    - (2) Waters shall be free from oil, scum and floating debris in sufficient amounts to be unsightly or prevent full maintenance of beneficial uses;
    - (3) Waters shall be free from substances in sufficient amounts to cause unsightly color or turbidity, offensive odor or prevent full maintenance of beneficial uses;
    - (4) Waters shall be free from substances or conditions in sufficient amounts to result in toxicity to human, animal or aquatic life;
    - (5) There shall be no significant human health hazard from incidental contact with the water;
    - (6) There shall be no acute toxicity to livestock or wildlife watering;
    - (7) Waters shall be free from physical, chemical or hydrologic changes that would impair the natural biological community;
    - (8) Waters shall be free from used tires, car bodies, appliances, demolition debris, used vehicles or equipment and solid waste as defined in Missouri's Solid Waste Law, section 260.200, RSMo, except as the use of such materials is specifically permitted pursuant to section 260.200-260.247.
7. Whole Effluent Toxicity (WET) tests shall be conducted as follows:

SUMMARY OF ACUTE WET TESTING FOR THIS PERMIT				
OUTFALL	AEC	FREQUENCY	SAMPLE TYPE	MONTH
001	100%	Once/Permit Cycle	24 hr. composite*	Any month in 2015

AEC% = outfall design flow cfs / (ZID cfs + outfall design flow cfs)

Dilution Series							
AEC%	100%	50%	25%	12.5%	6.25%	(Control) 100% upstream, if available	(Control) 100% Lab Water, also called synthetic water

(a) Test Schedule and Follow-Up Requirements

- (1) Perform a MULTIPLE-dilution acute WET test in the months and at the frequency specified above. For tests which are successfully passed, submit test results using the Department's WET test report form #MO-780-1899 along with complete copies of the test reports as received from the laboratory, including copies of chain-of-custody forms within 30 calendar days of availability to the WATER PROTECTION PROGRAM, P.O. Box 176, Jefferson City, MO 65102. If the effluent passes the test, do not repeat the test until the next test period.



C. SPECIAL CONDITIONS (continued)

- (i) For discharges of stormwater, samples shall be collected within three hours from when discharge first occurs.
- (ii) Samples submitted for analysis of stormwater discharges shall be collected as a grab.
- (iii) For discharges of non-stormwater, samples shall be collected only when precipitation has not occurred for a period of forty-eight hours prior to sample collection. In no event shall sample collection occur simultaneously with the occurrence of precipitation excepting for stormwater samples.
- (iv) A twenty-four hour composite sample shall be submitted for analysis of non-stormwater discharges.
- (v) Upstream receiving water samples, where required, shall be collected upstream from any influence of the effluent where downstream flow is clearly evident.
- (vi) Samples submitted for analysis of upstream receiving water may be collected as either a grab or twenty-four-hour composite as appropriate to the nature of the discharge.
- (vii) Chemical and physical analysis of the upstream control and effluent sample shall occur immediately upon being received by the laboratory, prior to any manipulation of the effluent sample beyond preservation methods consistent with federal guidelines for WET testing that are required to stabilize the sample during shipping.
- (viii) Any and all chemical or physical analysis of the effluent sample performed in conjunction with the WET test shall be performed at the 100% Effluent concentration in addition to analyses performed upon any other effluent concentration.
- (ix) All chemical analyses included in the Missouri Department of Natural Resources WET test report form #MO-780-1899 shall be performed and results shall be recorded in the appropriate field of the report form.
- (x) Where flow-weighted composite sample is required for analysis, the samples shall be composited at the laboratory where the test is to be performed.
- (xi) Where in stream testing is required downstream from the discharge, sample collection shall occur immediately below the established Zone of Initial Dilution in conjunction with or immediately following a release or discharge.
- (xii) Samples submitted for analysis of downstream receiving water may be collected as either a grab or twenty-four-hour composite as appropriate to the nature of the discharge.
- (xiii) All instream samples, including downstream samples, shall be tested for toxicity at the 100% concentration in addition to any other assigned AEC for in-stream samples.

D. All failing test results along with complete copies of the test reports as received from the laboratory, INCLUDING THOSE TESTS CONDUCTED UNDER CONDITION (3) BELOW, shall be reported to the WATER PROTECTION PROGRAM, P.O. Box 176, Jefferson City, MO 65102 within 14 calendar days of the availability of the results.

- (3) If the effluent fails the test, a multiple dilution test shall be performed for BOTH test species within 30 calendar days and biweekly thereafter (for storm water, tests shall be performed on the next and subsequent storm water discharges as they occur, but not less than 7 days apart) until one of the following conditions are met:
  - (a) THREE CONSECUTIVE MULTIPLE-DILUTION TESTS PASS. No further tests need to be performed until next regularly scheduled test period.
  - (b) A TOTAL OF THREE MULTIPLE-DILUTION TESTS FAIL.
- (4) Failure of at least two multiple-dilution tests during any period of accelerated monitoring violates the permit narrative requirement for aquatic life protection.
- (5) The permittee shall submit a summary of all test results for the test series along with complete copies of the test reports as received from the laboratory to the WATER PROTECTION PROGRAM, P.O. Box 176, Jefferson City, MO 65102 within 14 calendar days of the third failed test.
- (6) Additionally, the following shall apply upon failure of the third MULTIPLE DILUTION test: A toxicity identification evaluation (TIE) or toxicity reduction evaluation (TRE) is automatically triggered. The permittee shall contact THE WATER PROTECTION PROGRAM within 14 calendar days from availability of the test results to ascertain as to whether a TIE or TRE is appropriate. The permittee shall submit a plan for conducting a TIE or TRE to the WATER PROTECTION PROGRAM within 60 calendar days of the date of DNR's direction to perform either a TIE or TRE. This plan must be approved by DNR before the TIE or TRE is begun. A schedule for completing the TIE or TRE shall be established in the plan approval.
- (7) Upon DNR's approval, the TIE/TRE schedule may be modified if toxicity is intermittent during the TIE/TRE investigations. A revised WET test schedule may be established by DNR for this period.
- (8) If a previously completed TIE has clearly identified the cause of toxicity, additional TIEs will not be required as long as effluent characteristics remain essentially unchanged and the permittee is proceeding according to a DNR approved schedule to complete a TRE and reduce toxicity. Regularly scheduled WET testing as required in the permit, without the follow-up requirements, will be required during this period.
- (9) When WET test sampling is required to run over one DMR period, each DMR report shall contain a copy of the Department's WET test report form that was generated during the reporting period.

C. SPECIAL CONDITIONS (continued)

(10) Submit a concise summary in tabular format of all WET test results with the annual report.

(b) PASS/FAIL procedure and effluent limitations:

(1) To pass a multiple-dilution test:

- (a) For facilities with a computed percent effluent at the edge of the zone of initial dilution, Allowable Effluent Concentration (AEC) OF 30% OR LESS, the AEC must be less than three-tenths (0.3) of the LC<sub>50</sub> concentration for the most sensitive of the test organisms; **OR**,
- (b) For facilities with an AEC greater than 30%, the LC50 concentration must be greater than 100%; **AND**,
- (c) all effluent concentrations equal to or less than the AEC must be nontoxic. Mortality observed in all effluent concentrations equal to or less than the AEC shall not be significantly different (at the 95% confidence level;  $p = 0.05$ ) than that observed in the upstream receiving-water control sample. Where upstream receiving water is not available mortality observed in the AEC test concentration shall not be significantly different (at the 95% confidence level;  $p = 0.05$ ) than that observed in the laboratory control. The appropriate statistical tests of significance shall be consistent with the most current edition of METHODS FOR MEASURING THE ACUTE TOXICITY OF EFFLUENTS AND RECEIVING WATERS TO FRESHWATER AND MARINE ORGANISMS or other federal guidelines as appropriate or required. Failure of one multiple-dilution test may be considered an effluent limit violation.

(c) Test Conditions

- (1) Test Type: Acute Static non-renewal
- (2) All tests, including repeat tests for previous failures, shall include both test species listed below.
- (3) Test species: Ceriodaphnia dubia and Pimephales promelas (fathead minnow). Organisms used in WET testing shall come from cultures reared for the purpose of conducting toxicity tests and cultured in a manner consistent with the most current USEPA guidelines. All test animals shall be cultured as described in the most current edition of Methods for Measuring the Acute Toxicity of Effluents and Receiving Waters to Freshwater and Marine Organisms.
- (4) Test period: 48 hours at the "Acceptable Effluent Concentration" (AEC) specified above.
- (5) Upstream receiving stream water shall be used as dilution water. If upstream water is unavailable or if mortality in the upstream water exceeds 10%, "reconstituted" water will be used as dilution water. Procedures for generating reconstituted water will be supplied by the MDNR upon request.
- (6) Multiple-dilution tests will be run with:
  - (i) 100%, 50%, 25%, 12.5%, and 6.25% effluent, unless the AEC is less than 25% effluent, in which case dilutions will be 4 times the AEC, two times the AEC, AEC, 1/2 AEC and 1/4 AEC;
  - (ii) 100% receiving-stream water (if available), collected upstream of the outfall at a point beyond any influence of the effluent; and
  - (iii) reconstituted water.
- (7) If reconstituted-water control mortality for a test species exceeds 10%, the entire test will be rerun.
- (8) If upstream control mortality exceeds 10%, the entire test will be rerun using reconstituted water as the dilutant.

D. SCHEDULE OF COMPLIANCE

**For Total Residual Chlorine**

- 1. By **November 1, 2011** submit a completed application for construction permit, application fee, and one copy each of an engineering report, plans and specifications prepared by a professional engineer registered in the State of Missouri to the Missouri Department of Natural Resources, 2040 West Woodland, Springfield, Missouri, 65807, for providing wastewater treatment dechlorination improvements to comply with the final effluent limitations as listed in Part A of this permit, designed in accordance with Missouri Clean Water Law Regulation 10 CSR 20 Chapter 8.
- 2. Within fifteen (15) calendar days of receipt of any request for additional information or changes in the engineering report, plans or specifications, respond and if necessary submit engineering modifications to the department.
- 3. Within 180 calendar days of issuance of the construction permit, construct the permitted wastewater treatment dechlorination improvements.

D. SCHEDULE OF COMPLIANCE (continued)

4. Within fifteen (15) calendar days of completion of construction of wastewater treatment dechlorination improvements, submit a Statement of Work Completed form, signed, sealed, and dated by a professional engineer registered in the State of Missouri certifying that the project has been completed substantially in accordance with the approved plans and specifications. In addition to the Statement of Work Completed, submit an application for a Missouri State Operating Permit modification complete with the appropriate modification fee to the Missouri Department of Natural Resources, 2040 West Woodland, Springfield, Missouri, 65807.
5. Annual progress reports shall be submitted on January 28<sup>th</sup> of each year until the construction completed. The report shall include what step of the process the facility is at, how much construction has been completed, approximately time of completion, etc. The first report is due **January 28, 2012**.

If you have questions you may contact the Missouri Department of Natural Resources, Southwest Regional Office by calling 417-891-4300 or by mail at 2040 West Woodland, Springfield, Missouri, 65807.

**For Ammonia**

1. Please note that you may be able to meet the Ammonia final effluent limits without a construction permit. If the final effluent limits can be achieved without a construction permit please submit in writing by **December 1, 2012** how you are planning to meet the new effluent limits.
2. If a Construction Permit is needed please submit a completed application for construction permit, and one copy each of an engineering report, plans and specifications prepared by a professional engineer registered in the State of Missouri to the Missouri Department of Natural Resources, 2040 West Woodland, Springfield, Missouri, 65807, for providing wastewater treatment dechlorination improvements to comply with the final effluent limitations as listed in Part A of this permit, designed in accordance with Missouri Clean Water Law Regulation 10 CSR 20 Chapter 8.
3. The entire project shall be completed by **July 31, 2014**.

C. SPECIAL CONDITIONS (continued)

**SUMMARY OF TEST METHODOLOGY FOR ACUTE WHOLE-EFFLUENT TOXICITY TESTS**

Whole-effluent-toxicity test required in NPDES permits shall use the following test conditions when performing single or multiple dilution methods. Any future changes in methodology will be supplied to the permittee by the Missouri Department of Natural Resources (MDNR). Unless more stringent methods are specified by the DNR, the procedures shall be consistent with the most current edition of Methods for Measuring the Acute Toxicity of Effluents and Receiving Waters to Freshwater and Marine Organisms.

Test conditions for Ceriodaphnia dubia:

Test duration:	48 h
Temperature:	25 ± 1°C Temperatures shall not deviate by more than 3°C during the test.
Light Quality:	Ambient laboratory illumination
Photoperiod:	16 h light, 8 h dark
Size of test vessel:	30 mL (minimum)
Volume of test solution:	15 mL (minimum)
Age of test organisms:	<24 h old
No. of animals/test vessel:	5
No. of replicates/concentration:	4
No. of organisms/concentration:	20 (minimum)
Feeding regime:	None (feed prior to test)
Aeration:	None
Dilution water:	Upstream receiving water; if no upstream flow, synthetic water modified to reflect effluent hardness.
Endpoint:	Pass/Fail (Statistically significant Mortality when compared to upstream receiving water control or synthetic control if upstream water was not available at $p \leq 0.05$ )
Test acceptability criterion:	90% or greater survival in controls

Test conditions for Pimephales promelas:

Test duration:	48 h
Temperature:	25 ± 1°C Temperatures shall not deviate by more than 3°C during the test.
Light Quality:	Ambient laboratory illumination
Photoperiod:	16 h light/ 8 h dark
Size of test vessel:	250 mL (minimum)
Volume of test solution:	200 mL (minimum)
Age of test organisms:	1-14 days (all same age)
No. of animals/test vessel:	10
No. of replicates/concentration:	4 (minimum) single dilution method 2 (minimum) multiple dilution method
No. of organisms/concentration:	40 (minimum) single dilution method 20 (minimum) multiple dilution method
Feeding regime:	None (feed prior to test)
Aeration:	None, unless DO concentration falls below 4.0 mg/L; rate should not exceed 100 bubbles/min.
Dilution water:	Upstream receiving water; if no upstream flow, synthetic water modified to reflect effluent hardness.
Endpoint:	Pass/Fail (Statistically significant Mortality when compared to upstream receiving water control or synthetic control if upstream water was not available at $p \leq 0.05$ )
Test Acceptability criterion:	90% or greater survival in controls

**Missouri Department of Natural Resources**  
**Statement of Basis**  
**MSOP #: MO-0102466**

This Statement of Basis (Statement) gives pertinent information regarding minor/simple modification(s) to the above listed operating permit without the need for a public comment process.

A Statement is not an enforceable part of a Missouri State Operating Permit.

FACILITY DESCRIPTION

Condominiums - SIC #8641

Extended aeration / chlorination / sludge disposal by contract hauler

MODIFICATION RATIONALE

This operating permit is hereby modified to reflect change in ownership.

No other changes were made at this time.